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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. | |
|------------------------------|--------------------------|----------------------|-------------------------|------------------|--|
| 10/079,192 | 02/19/2002 | Gary Handwerker | 6081-005 | 7298 | |
| 7590 04/14/2006 | | EXAM | EXAMINER | | |
| ROSENBAUM & ASSOCIATES, P.C. | | | LONEY, D | LONEY, DONALD J | |
| 650 DUNDEE I SUITE 380 | ROAD | | ART UNIT | PAPER NUMBER | |
| NORTHBROO | K, IL [.] 60062 | | 1772 | | |
| • | | | DATE MAIL ED: 04/14/200 | 6 | |

Please find below and/or attached an Office communication concerning this application or proceeding.

| 7 | | Application No. | Applicant(s) | | | |
|--|---|---|--|--|--|--|
| Office Action Summary | | 10/079,192 | HANDWERKER, GARY | | | |
| | | Examiner | Art Unit . | | | |
| | | Dona id Loney | 1772 | | | |
| Period fo | The MAILING DATE of this communication app or Reply | ears on the cover sheet with the c | orrespondence address | | | |
| WHIC - Exte after - If NC - Failu Any | ORTENED STATUTORY PERIOD FOR REPLY CHEVER IS LONGER, FROM THE MAILING DATE of the may be available under the provisions of 37 CFR 1.13 SIX (6) MONTHS from the mailing date of this communication. Diperiod for reply is specified above, the maximum statutory period we are to reply within the set or extended period for reply will, by statute, reply received by the Office later than three months after the mailing ed patent term adjustment. See 37 CFR 1.704(b). | ATE OF THIS COMMUNICATION 16(a). In no event, however, may a reply be tim iil apply and will expire SIX (6) MONTHS from cause the application to become ARANDONE | Nely filed the mailing date of this communication. | | | |
| Status | | · | | | | |
| 1)[\] | Responsive to communication(s) filed on 15 De | ecember 2005 | | | | |
| | | action is non-final. | | | | |
| 3)□ | Since this application is in condition for allowan | | secution as to the marite is | | | |
| <i>,</i> — | closed in accordance with the practice under E | | | | | |
| Dispositi | ion of Claims | | × | | | |
| 4)⊠ | Claim(s) <u>1,2,4,6,7,9-15,17-20 and 22-27</u> is/are | nending in the application | | | | |
| | 4a) Of the above claim(s) is/are withdraw | | | | | |
| | Claim(s) is/are allowed. | | | | | |
| | Claim(s) is/are rejected. | | | | | |
| | Claim(s) is/are objected to. | | | | | |
| | Claim(s) <u>1.2.4.6.7.9-15.17-20.22-27</u> are subject | to restriction and/or election red | irement. | | | |
| •• | on Papers | the restriction district | direction. | | | |
| | • | | | | | |
| | The specification is objected to by the Examiner | | | | | |
| | The drawing(s) filed on is/are: a) acce | | | | | |
| | Applicant may not request that any objection to the d | rawing(s) be held in abeyance. See | 37 CFR 1.85(a). | | | |
| 441 | Replacement drawing sheet(s) including the correction | on is required if the drawing(s) is obj | ected to. See 37 CFR 1.121(d). | | | |
| 11)[_] | The oath or declaration is objected to by the Exa | aminer. Note the attached Office | Action or form PTO-152. | | | |
| Priority u | inder 35 U.S.C. § 119 | | | | | |
| | Acknowledgment is made of a claim for foreign p All b) Some * c) None of: | • | -(d) or (f). | | | |
| | 1. Certified copies of the priority documents have been received. | | | | | |
| | 2. Certified copies of the priority documents | | | | | |
| | 3. Copies of the certified copies of the priori | | d in this National Stage | | | |
| * 6 | application from the International Bureau | | • | | | |
| 3 | ee the attached detailed Office action for a list of | If the certified copies not received | 1. | | | |
| | • | | | | | |
| | · | | | | | |
| Attachment | • • | | | | | |
| Notice | of References Cited (PTO-892) | 4) Interview Summary (| PTO-413) | | | |
| () Notice | e of Draftsperson's Palent Drawing Review (PTO-948) nation Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | Paper No(s)/Mail Dat 5) Notice of Informal Pa | 6 | | | |
| Paper | No(s)/Mail Date | 6) Other: | ment Application (FTO-152) | | | |
| Delega 47 | | * | | | | |



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| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR I PATENT IN REEXAMINATION | | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|--|--------------|---------------------|
| | • | | | |
| | | | | EXAMINER |
| | | · | | |
| | | | ART UNIT | PAPER |
| | | ā. | | 04122006 |
| | • | | DATE MAILED: | |

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

This communication restarts the one month time period for response to the restriction requirement mailed March 8, 2006 since it was sent to the wrong address The right address was included with the Power of Attorney filed March 23, 2005.

Attachment: Copy of restriction requirement.

Donald Loney Primary Examiner Art Unit: 1772 Art Unit: 1772

DETAILED ACTION

Election/Restrictions

- 1. Restriction to one of the following inventions is required under 35 U.S.C. 121:
 - 1. Claims 1, 2, 4, 6, 7 and 9-13, drawn to a product, classified in class 428, subclass 76.
 - II. Claims 14, 15, 17-20 and 22-27 are, drawn to a product, classified in class 428, subclass 166.

The inventions are distinct, each from the other because of the following reasons:

- 2. Inventions I and II are deemed separate and distinct inventions which have different designs, modes of operation, and effects (MPEP § 802.01 and § 806.06). In the instant case, the different inventions are the blanket of claims 1 and 7 (group I) comprising the bottom layer having reflective elements dispersed in the polymer and spaced insulative elements not contained in group II, while group II is drawn to a blanket having unslitted outer layers and bubble layers there between wherein either the bottom layer or bubble layer has a reflective material applied thereto not contained therein.
- 3. This restriction is being made since the applicant substantially amended the claims in the last response and argues the distinctness of the reflective elements as being dispersed in the polymer (group I) over the applied references and the applied reflective layer (group II) over the applied references. Therefore, now there are two distinct sets of claims.

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4. Because these inventions are independent or distinct for the reasons given above and have acquired a separate status in the art because of their recognized divergent subject matter, restriction for examination purposes as indicated is proper.

5. Applicant is advised that the reply to this requirement to be complete must include (i) an election of a species or invention to be examined even though the requirement be traversed (37 CFR 1.143) and (ii) identification of the claims encompassing the elected invention.

The election of an invention or species may be made with or without traverse. To reserve a right to petition, the election must be made with traverse. If the reply does not distinctly and specifically point out supposed errors in the restriction requirement, the election shall be treated as an election without traverse.

Should applicant traverse on the ground that the inventions or species are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing the inventions or species to be obvious variants or clearly admit on the record that this is the case. In either instance, if the examiner finds one of the inventions unpatentable over the prior art, the evidence or admission may be used in a rejection under 35 U.S.C.103(a) of the other invention.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Donald Loney whose telephone number is (571) 272-

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1493. The examiner can normally be reached on Mon, Tues, Thurs and Fri. 8AM-4PM, flex schedule.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Harold Pyon can be reached on 571 272-1498. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Donald Loney Primary Examiner Art Unit 1772

DJL:D.Loney 03/04/06